

# Exhibit 5

BGW#: 96789

IN THE CIRCUIT COURT FOR BALTIMORE CITY, MARYLAND

Jacob Geesing  
Carrie M. Ward  
Howard N. Bierman

4520 East West Highway, Suite 200  
Bethesda, MD 20814  
Substitute Trustees  
Plaintiffs

vs.

KEVIN JERRON MATTHEWS

3216 East Northern Parkway  
Baltimore, MD 21214-1422

Defendant(s)

\* \* \* \* \*

Case No.

**AFFIDAVIT CERTIFYING OWNERSHIP OF DEBT INSTRUMENT AND TRUTH AND  
ACCURACY OF COPY FILED HEREIN**

Pursuant to Maryland Rule 14-207 (b)(3), the undersigned solemnly affirms under the penalties of perjury that the enclosed herein is a true and correct copy of the debt instrument ("Note") which the undersigned hereby certifies is owned by GMAC Mortgage, LLC, authorized by Government National Mortgage Association to be the holder of the Note and Mortgage for the purposes of all actions necessary to conduct foreclosure.

IN WITNESS WHEREOF, GMAC Mortgage, LLC, authorized by Government National Mortgage Association to be the holder of the Note and Mortgage for the purposes of all actions necessary to conduct foreclosure, servicing agent for GMAC Mortgage, LLC, authorized by Government National Mortgage Association to be the holder of the Note and Mortgage for the purposes of all actions necessary to conduct foreclosure, has caused these presents to be executed on this 4 day of February, 2010 by Jeffrey Stephan, which individual has been duly appointed as the party with proper authority so to act for the purposes stated herein.

GMAC Mortgage, LLC, authorized by Government National Mortgage Association to be the holder of the Note and Mortgage for the purposes of all actions necessary to conduct foreclosure

Name: Jeffrey Stephan  
Title: Limited Signing Officer